



# PROPOSED RULE MAKING

**CR-102 (June 2004)**

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making**Agency:** Department of Labor and Industries

- ☒ **Preproposal Statement of Inquiry was filed as WSR 06-16-098** \_\_\_\_\_ ; or  
☐ **Expedited Rule Making--Proposed notice was filed as WSR** \_\_\_\_\_ ; or  
☐ **Proposal is exempt under RCW 34.05.310(4).**

- ☒ **Original Notice**  
☐ **Supplemental Notice to WSR** \_\_\_\_\_  
☐ **Continuance of WSR** \_\_\_\_\_

**Title of rule and other identifying information:**

Chapter 296-17 WAC General Reporting Rules, Classifications, Audit and Recordkeeping, Rates and Rating System for Workers Compensation Insurance. WAC 296-17-580, WAC 296-17-58105, WAC 296-17-66901, WAC 296-17-67603, and WAC 296-17-67604

**Hearing location(s):**

Department of Labor and Industries, Room S119  
7273 Linderson Way SW  
Tumwater, WA 98501

Date: November 6, 2006 Time: 1:00 p.m.

**Submit written comments to:**

Name: Ronald Moore, Acting Program Mgr., Employer Services  
Address: P O Box 44140  
Olympia, WA 98504-4140  
e-mail MOOA235@lni.wa.gov  
fax (360) 902-4729 by (date) 5 p.m., Nov 6, 2006

**Assistance for persons with disabilities:** Contact

Office of Information and Assistance by October 31, 2006

TTY (360) 902-5797 \_\_\_\_\_

**Date of intended adoption:** November 21, 2006

(Note: This is **NOT** the **effective** date)

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:**

In April 2006, the department filed a proposal to consolidate five metal goods classifications into one classification with three sub codes. Four existing metal goods classifications would have been repealed.

Following hearings in May, two firms petitioned the department to withdraw the proposal because of the economic effect on their classification. The department agreed to reconsider the proposal.

Since the department had adopted the proposal to take effect January 1, 2007, this rule making is necessary to restore the classifications as they existed January 1, 2006.

**Reasons supporting proposal:** The department agreed to reconsider and restore the five metal goods classifications as they existed during 2006 based on a petition by firms affected by the proposed changes.

**Statutory authority for adoption:** RCW 51.16.035 and RCW 51.16.100

**Statute being implemented:** RCW 51.16.035 and RCW 51.16.100

**Is rule necessary because of a:**

Federal Law? ☐ Yes ☒ No  
Federal Court Decision? ☐ Yes ☒ No  
State Court Decision? ☐ Yes ☒ No  
If yes, CITATION:

**CODE REVISER USE ONLY****WSR# 06-19-076****DATE**

September 19, 2006

**NAME** (type or print)

Gary K. Weeks

**SIGNATURE****TITLE**

Director

(COMPLETE REVERSE SIDE)

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

**Name of proponent:** Department of Labor and Industries

☐ Private  
☐ Public  
☒ Governmental

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting.....	Bill Moomau	Tumwater, Washington	(360) 902-4774
Implementation....	Ronald Moore	Tumwater, Washington	(360) 902-4748
Enforcement.....	Robert Malooly	Tumwater, Washington	(360) 902-4209

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone (     ) \_\_\_\_\_

fax (     ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No. Explain why no statement was prepared.

In this rulemaking, the agency is exempt from preparing an SBEIS since the proposed rules set or adjust fees or rates pursuant to legislative standards. This exemption is described in RCW 34.05.410(4)(f).

**Is a cost-benefit analysis required under RCW 34.05.328?**

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone (     ) \_\_\_\_\_

fax (     ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No: Please explain: In this rulemaking, the agency is exempt from conducting a CBA since the proposed rules set or adjust fees or rates pursuant to legislative standards described in RCW 34.05.328(5)(b)(vi).